

Message Text

LIMITED OFFICIAL USE

PAGE 01 PORT A 00906 181850Z

42

ACTION ARA-20

INFO OCT-01 ISO-00 SCS-03 L-03 H-03 EB-11 COME-00 CIAE-00

INR-10 NSAE-00 RSC-01 SCA-01 DRC-01 SS-20 NSC-07 /081 W

----- 080464

P 181813Z MAY 74

FM AMEMBASSY PORT AU PRINCE

TO SECSTATE WASHDC PRIORITY 7962

LIMITED OFFICIAL USE PORT AU PRINCE 0906

E.O. 11652: N/A

TAGS: CASC, HA (STERN, NICHOLAS)

SUBJECT: GOH ORDER PREVENTING DEPARTURE OF NICHOLAS STERN LIFTED
BY GOH

REF: P-AU-P 0847

1. SUMMARY: GOH LIFTED ORDER PREVENTING DEPARTURE OF NICHOLAS STERN FROM HAITI ON FRIDAY, MAY 17. STERN DEPARTED FROM HAITI FOR U.S. SAME DAY. LIFTING OF ORDER RESULT OF MY PERSONAL INTERVENTION WITH PRESIDENT DUVALIER ON MAY 15. END SUMMARY

2. I SPOKE WITH PRESIDENT DUVALIER ON MAY 15 AND RAISED SUBJECT OF NICHOLAS STERN, U.S. CITIZEN PRESIDENT OF UNITED MANUFACTURERS OF HAITI, S.A. I POINTED OUT THAT UNDER HAITIAN LAW STERN AS OFFICIAL OF CORPORATION COULD NOT BE HELD PERSONALLY LIABLE AND THAT STERN ON BEHALF OF UNITED MANUFACTURERS HAD UNDERTAKEN TO MAKE GOOD ITS OBLIGATIONS UNDER TERMS OF A WAGE SETTLEMENT AGREEMENT WITH DEPARTMENT OF SOCIAL AFFAIRS.

3. PRESIDENT DUVALIER SEEMED COMPLETELY FAMILIAR WITH CASE AND INSTRUCTED AMBASSADOR BOUCHETTE TO SEEK TO RESOLVE THE PROBLEM. IN CONVERSATIONS BOTH WITH THE PRESIDENT AND WITH AMBASSADOR BOUCHETTE, I STRESSED THAT THERE WERE ESTABLISHED LEGAL METHODS IN HAITI FOR DEALING WITH SUCH QUESTIONS AND THAT THE CONTINUED DETENTION OF MR. STERN WOULD ONLY OPEN THE GOH TO PUBLIC AND CONGRESSEIONAL
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 PORT A 00906 181850Z

CRITICISM. SPEAKING WITH AMBASSADOR BOUCHETTE, I ADDED

THAT IT WAS NECESSARY TO BREAK THE DEADLOCK BEFORE ADVERSE PUBLICITY DEVELOPED THAT MIGHT DAMAGE U.S. BUSINESS CONFIDENCE IN HAITI. AMBASSADOR BOUCHETTE EXPRESSED FULL AGREEMENT ON THIS POINT AND PROMISED TO DO HIS BEST. I SHOWED AMBASSADOR BOUCHETTE A LETTER DATED MAY 13 TO SECRETARY FOR SOCIAL AFFAIRS ANTOINE REAFFIRMING UNITED MANUFACTURERS' INTENTION TO DISCHARGE THEIR OBLIGATIONS AND ARGUING THAT ONLY BY BEING PERMITTED TO TRAVEL TO THE U.S. COULD NECESSARY FINANCIAL ARRANGEMENTS BE MADE TO SOLVE THE COMPANY'S FINANCIAL PROBLEMS. AMBASSADOR BOUCHETTE SAID HE THOUGHT THE LETTER FROM STERN AS PRESIDENT OF UNITED MANUFACTURERS TO ANTOINE SHOULD BE ACCEPTABLE EVIDENCE OF INTENTION.

4. ON MAY 17, 1974 THE ORDER BY THE GOH PREVENTING STERN'S DEPARTURE WAS LIFTED. STERN DEPARTED THE SAME DAY FOR THE U.S.

5. ON MAY 17, FOREIGN SECRETARY BRUTUS TELEPHONED TO INFORM ME OF THIS DECISION. HE ADDED THAT HE HAD NOT CONCURRED WITH ANTOINE'S POSITION ON THE STERN CASE AND TOLD ANTOINE HIS DETENTION OF STERN WAS IN VIOLATION OF HAITIAN LAW AND THAT IN FUTURE ANTOINE SHOULD HAVE AN ATTORNEY IN HIS OFFICE TO CONSULT IN SUCH MATTERS.

6. COMMENT: THE STERN CASE MAY LEAD TO IMPROVED COORDINATION WITHIN THE GOH AND A MORE REASONABLE APPROACH TO PROBLEMS OF THIS KIND, ALTHOUGH GOH WILL REMAIN SENSITIVE TO PROBLEM OF MARGINAL U.S. FIRMS GOING BANKRUPT AND LEAVING EMPLOYEES WITHOUT EFFECTIVE RECOURSE OTHER THAN THROUGH GOH AGENCIES.
ISHAM

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 18 MAY 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GarlanWA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974PORTA00906
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740124-0331
From: PORT AU PRINCE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740536/aaaabflx.tel
Line Count: 90
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: P-AU-P 0847
Review Action: RELEASED, APPROVED
Review Authority: GarlanWA
Review Comment: n/a
Review Content Flags:
Review Date: 17 SEP 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <17 SEP 2002 by kelleyw0>; APPROVED <25 FEB 2003 by GarlanWA>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: GOH ORDER PREVENTING DEPARTURE OF NICHOLAS STERN LIFTED BY GOH
TAGS: CASC, HA, (STERN, NICHOLAS)
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005